



I hereby certify this correspondence is being deposited with the United States Postal service as First Class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on, March 15, 2002  
by Linda Dupont, *Linda Dupont*

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of : March 15, 2002  
Okamoto, Y. et al : IBM Corp. - T81/503  
Serial No. 10/020,305 : PO Box 12195  
Filed: Dec. 14, 2001 : Res. Tri. Park,  
For: A System or Method for : North Carolina 27709  
Recruiting Employers : Customer Number; 25259

**Submission of Declaration under 37 C.F.R. § 1.42**

Commissioner of Patents & Trademarks  
Washington, D. C. 20231

Sir:

Hiroyasu Takahashi, formerly of 1-18-29 Tachibandadai, Aoba-ku, Yokohama Kanagawa, Japan, was identified as one of the original, first and joint inventors of the invention described and claimed in Japanese patent application 2000-397046, filed Dec. 27, 2000. United States patent application (IBM Docket JP920000372US1), filed Dec. 14, 2001, claims the benefit of the filing date of the Japanese patent application under 35 U.S.C. §120.

I have been informed that Mr. Takahashi died before a declaration could be presented to him for signature.

37. C.F.R. §1.42 provides that, in the case of the death of an inventor, the legal representative of the deceased inventor may make the necessary oath or declaration and apply for and obtain a patent. I am aware that United States rules of practice generally require proof that a legal representative is authorized to act on behalf of a deceased inventor.

I have been advised that the laws and customs of Japan do not provide for the appointment of a

legal representative of a deceased nor do the courts of Japan issue any certificates authorizing a heir or heirs to act on behalf of a deceased. The existence of such authority is assumed without the need for proof.

The attached declaration for the United States patent application identified above has been signed on behalf of Hiroyasu Takahashi by Akiko Takahashi who is the widow of the deceased Mr. Takahashi. I have been informed that this person is Mr. Takahashi's proper and rightful heir under the laws of Japan.

It is requested that the declaration be accepted as being in compliance with the requirements of Section 1.42.

Respectfully submitted,

By Gerald R. Woods  
Gerald R. Woods  
Reg. No. 24,144

GRW/lld  
Enclosures

IBM Docket: JP920000372US1



MPJ

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Letter

Commissioner of Patents & Trademarks  
Washington, D. C. 20231

Sir:

In response to the "Notice To File Missing Parts of Nonprovisional Application" mailed Jan. 24, 2002 attached is the Declaration and Power of Attorney. Also attached is a Submission of Declaration under 37 C.F.R. § 1.42. The Assignment and Certified copy of the Japanese application are also enclosed at this time.

Please charge the \$170.00 fee to deposit account 09-0461.

Respectfully submitted,

By Gerald R. Woods  
Gerald R. Woods  
Reg. No. 24,144

GRW/lld  
Enclosures

IBM Docket: JP920000372US1



APR 09 2002

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/020,305	12/14/2001	Yoriko Okamoto	JP920000372US1

## CONFIRMATION NO. 8046

25259  
IBM CORPORATION  
3039 CORNWALLIS RD.  
DEPT. T81 / B503, PO BOX 12195  
REASEARCH TRIANGLE PARK, NC 27709

## FORMALITIES LETTER



\*OC000000007351176\*

Date Mailed: 01/24/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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